

## **PERRY COUNTY COUNCIL MINUTES – FEBRUARY 23, 2012**

The Perry County Council met on the above date at 4:30 p.m. as was duly advertised. Council members in attendance were: Alan Cassidy, Stan Goffinet, Merle Doogs, Steve Goodson, James Adams, Chet Mathena, and Ron Crawford Sr. A media representative from the *Perry County News* was also present.

### **APPROVAL OF MINUTES**

The minutes from the meetings of January 3<sup>rd</sup>, 4<sup>th</sup> and 27<sup>th</sup>, 2012 had been mailed to council members for their review. Ron made the motion to approve the minutes from the January 3<sup>rd</sup> meeting, and Merle seconded the motion. Motion carried 7-0. Ron made the motion to approve the January 4<sup>th</sup> meeting and Jim seconded the motion. Motion carried 7-0. Stan made the motion to approve the minutes from the January 27<sup>th</sup> meeting and Jim seconded the motion. Motion carried 6-0 with Steve abstaining.

### **ADDITIONAL APPROPRIATIONS**

Perry County Clerk, Jean Schulthise, and the Perry County Election Board requested an additional appropriation in the amount of \$1,200 for Absent Voter Board Members within the Election Board budget in the County General Fund. Stan made the motion to approve the request and Jim seconded the motion. Motion carried 6-0 with Ron abstaining.

Perry County Auditor, Connie Berger, requested an additional appropriation for GIS Mapping Equipment within the Plat Book Fees Fund in the amount of \$700.00.

Perry County Sheriff Lee Chestnut requested additional appropriations within the County Misdemeanant fund as follows: \$800.00 for Janitorial/Maint/Supplies; \$4,009.62 Utilities and \$700.00 for Repairs Building & Fixtures.

Perry County Sheriff Lee Chestnut requested an additional appropriation within the County Prisoner Reimbursement fund for Computer Maintenance in the amount of \$1,673.00.

Connie Berger, Perry County Auditor, requested an additional appropriation within the Cumulative Capital Development fund in the amount of \$8,000.00 for Computer Equipment.

The Perry County Commissioners requested an additional appropriation within the Community Economic Development fund in the amount of \$56,482.00 for Misc. Expenses. This funding will be transferred to the Jail Operations Fund.

The Perry County Commissioners also requested an additional appropriation within the Perry County EDIT fund in the amount of \$161,301.00 for Contract Payment PCDC.

Jim made the motion to approve the additional appropriation requests within the Plat Book Fund, County Misdemeanant Fund, Cumulative Capital Development Fund, Community Economic Development Fund and the Perry County EDIT Fund. Stan seconded the motion and motion carried 7-0.

### **ADDITIONAL APPROPRIATION & REDUCTION ORDINANCE NO. 12-CC-03**

WHEREAS, IT HAS BEEN DETERMINED THAT IT IS NOW NECESSARY TO APPROPRIATE MORE MONEY THAN WAS APPROPRIATED IN THE ANNUAL BUDGET; NOW, THEREFORE:

SEC. 1. BE IT ORDAINED BY THE COUNTY COUNCIL OF PERRY COUNTY, PERRY COUNTY, INDIANA, THAT FOR THE EXPENSES OF THE TAXING UNIT THE FOLLOWING ADDITIONAL SUMS OF MONEY ARE HEREBY APPROPRIATED OUT OF THE FUNDS NAMED AND FOR THE PURPOSES SPECIFIED, SUBJECT TO LAWS GOVERNING THE SAME:

COUNTY GENERAL FUND	AMOUNT REQUESTED	AMOUNT APPROPRIATED	AYE	NAY
<u>PERRY COUNTY ELECTION BOARD</u>				
#0101-062-1000.13	\$ 1,200.00	\$ 1,200.00	6	0
ABSENT VOTER BOARD MEMBERS			1 Abstaining	
<b>COUNTY GENERAL FUND TOTAL:</b>	<b>\$ 1,200.00</b>	<b>\$ 1,200.00</b>		
<u><b>PLAT BOOK FEES FUND</b></u>				
<u>PERRY COUNTY AUDITOR</u>				
#0170-002-4000.43	\$ 700.00	\$ 700.00	7	0
GIS MAPPING EQUIPMENT				
<b>PLAT BOOK FEES FUND:</b>	<b>\$ 700.00</b>	<b>\$ 700.00</b>		
<u><b>COUNTY MISDEMEANANT FUND</b></u>				
<u>PERRY COUNTY JAIL</u>				
#1434-380-2000.31	\$ 800.00	\$ 800.00	7	0
JANITORIAL/MAINT/SUPPLIES				
#1434-380-3000.51	\$ 4,009.62	\$ 4,009.62	7	0
UTILITIES				
#1434-380-3000.61	\$ 700.00	\$ 700.00	7	0
REPAIRS-BUILDING & FIXTURES				
<b>COUNTY MISDEMEANANT FUND TOTAL:</b>	<b>\$ 5,509.62</b>	<b>\$ 5,509.62</b>		
<u><b>COUNTY PRISONER REIMB FUND</b></u>				
<u>PERRY COUNTY JAIL</u>				
#1435-380-3000.69	\$ 1,673.00	\$ 1,673.00	7	0
COMPUTER MAINTENANCE				
<b>COUNTY PRISONER REIMB FUND TOTAL:</b>	<b>\$ 1,637.00</b>			
<u><b>CUMULATIVE CAPITAL DEV FUND</b></u>				
<u>PERRY COUNTY AUDITOR</u>				
#2391-161-4000.55	\$ 8,000.00	\$ 8,000.00	7	0
COMPUTER EQUIPMENT				
<b>CUMULATIVE CAPITAL DEV FUND TOTAL:</b>	<b>\$ 8,000.00</b>	<b>\$ 8,000.00</b>		
<u><b>PERRY COUNTY EDIT FUND</b></u>				
<u>PERRY COUNTY COMMISSIONERS</u>				
#2413-068-3000.10	\$ 161,301.00	\$ 161,301.00	7	0
CONTRACT PAYMENT PCDC				
<b>PERRY COUNTY EDIT FUND TOTAL:</b>	<b>\$ 161,301.00</b>	<b>\$ 161,301.00</b>		
<u><b>COMMUNITY ECONOMIC DEVELOPMENT FUND</b></u>				
<u>PERRY COUNTY COMMISSIONERS</u>				
#2402-000-9080.00	\$ 56,482.00	\$ 56,482.00	7	0
MISC. EXPENSE				
<b>COMMUNITY ECONOMIC DEV FUND TOTAL:</b>	<b>\$ 56,482.00</b>	<b>\$ 56,482.00</b>		

ADOPTED THIS 23<sup>rd</sup> DAY OF FEBRUARY, 2012.

**NAY**

**AYE**

**ALAN CASSIDY /S/  
STAN GOFFINET /S/  
MERLE DOOGS /S/  
STEVE GOODSON /S/  
JAMES K. ADAMS /S/  
CHESTER MATHENA /S/  
RON CRAWFORD SR. /S/**

**ATTEST:  
CONNIE A BERGER /S/  
PERRY COUNTY AUDITOR**

**TRANSFERS**

Perry County Judge Lucy Goffinet requested a transfer from Furniture and Fixtures to Computer Equipment in the amount of \$500.00 within the Supplemental Adult Probation Fund. Jim made the motion to approve the transfer request, and Merle seconded the motion. Motion carried 7-0.

**TRANSFER APPROPRIATION ORDINANCE**

**CC-12-02**

WHEREAS, IT HAS BEEN DETERMINED THAT IT IS NOW NECESSARY TO TRANSFER MONEY FROM ONE MAJOR BUDGET CLASSIFICATION TO ANOTHER MAJOR BUDGET CLASSIFICATION IN THE FOLLOWING NAMED BUDGET; NOW THEREFORE:

SEC. 1. BE IT ORDAINED BY THE COUNTY COUNCIL OF PERRY COUNTY, PERRY COUNTY, INDIANA, THAT THE FOLLOWING TRANSFERS BE MADE IN THE FOLLOWING MADE BUDGET:

**SUPPLEMENTAL ADULT PROBATION**

**TRANSFER \$ 500.00**

<b>FROM:</b>	<b>ACCOUNT #0507-232-4000.41 FURNITURE AND FIXTURES</b>	<b>\$ 500.00</b>
<b>TO:</b>	<b>ACCOUNT #0507-232-4000.44 COMPUTER EQUIPMENT</b>	

**WITHIN: CIRCUIT COURT BUDGET**

ADOPTED THIS 23<sup>rd</sup> DAY OF FEBRUARY, 2012

**NAY**

**AYE**

**ALAN CASSIDY /S/  
STAN GOFFINET /S/  
MERLE DOOGS /S/  
STEVE GOODSON /S/  
JAMES K ADAMS /S/  
CHESTER MATHENA /S/  
RON CRAWFORD SR. /S/**

**ATTEST:  
CONNIE A BERGER /S/  
PERRY COUNTY AUDITOR**

**JAIL - RESOLUTION OF THE PERRY COUNTY COUNCIL DETERMINING  
NEED FOR PROJECT AND INTENT TO PROCEED**

President Alan Cassidy started the discussion by stating that the jail committee unanimously supports the building of a new jail funded by income tax, and that the County Commissioners unanimously passed a Resolution to Proceed with Jail Project supporting the building of a new jail and also will support any funding option approved by the County Council.

Council member Chet Mathena stated that there are three options to fund a new jail; income tax, property tax or a combination of both income and property tax. He feels the best way to fund a new jail would be with income tax not property tax. He explained that this is not an ongoing tax, and when the jail is paid for the tax will disappear. Chet stated that in order to pay for the project with property tax a referendum question would have to be placed on the fall ballot, and most people feel this would not pass. He expressed how very pleased he was to hear that the Perry County Farm Bureau has endorsed the income tax option. He explained that the jail committee voted to cap the project at \$12 million dollars.

Council member Stan Goffinet questioned what would happen if the income tax revenues fall short during the financing period – would property taxes be used to make up the shortfalls. Council Attorney, Jim Tyler, explained that the legal firm of Ice Miller considered revenues to be generated by the new half-percent income tax authorized by legislation last year. When the county goes through the bond process the bond purchasers are going to look at all of the figures that are used. It will be their decision if they feel comfortable with the income tax being enough to cover the costs.

Council member Ron Crawford stated that the project is not to exceed \$12 million dollars, and if the bids come in higher than this amount the project would have to be re-bid. Ron also stated that no income tax will be used for the operations of the jail only to pay off the bonds, and once they are paid off the income tax will cease. Ron also commented that if the loans are paid off earlier than projected this could result in a substantial savings.

Council member Chet Mathena made a motion to approve the resolution to impose an additional five-tenths of one percent Economic Development Income Tax (EDIT) on the adjusted gross income of county taxpayers to fund the construction of the jail project. Jim seconded the motion and motion carried 7-0.

**COMMISSARY FUND REPORT**

Sheriff Lee Chestnut submitted a copy of the Commissary fund prepared by Matron Jayne Glenn for the last six months for 2011 as required by law for the County Council members to review.

**MEALS SERVED TO INMATES REPORT**

Sheriff Lee Chestnut also prepared the report of meals served to inmates for the period of July 1, 2011 through December 31, 2011. The report showed that 16,550 meals had been served within this time. The report also stated that the total cost for food was \$15,439.68 which equals an average of .93 cents per meal.

**TELL CITY-PERRY COUNTY PUBLIC LIBRARY ACTIVITY REPORT**

Alan made the Perry County Public Library January 2012 report available for anyone wishing to review it, and each council member had a copy before them.

**ANIMAL WELFARE CONTRON AND EDUCATION ORDINANCE AND  
APPOINTMENT TO ANIMAL WELFARE CONTROL BOARD**

Jeff Jones President of the Perry County Coon Hunters stated the he had read the article in the "Perry County News" stating that the Coon Club supported the new ordinance. Jeff explained that is not true he is not sure where that statement came from, but if a reasonable ordinance was proposed they may support that. He also stated that nobody wants to pay more taxes.

Ron and Stan both stated they feel the commissioners should go back to the 2005 ordinance and just amend that ordinance. Stan also stated he could not vote for a board member if he doesn't feel we need a board. Stan stated the he feels this board will have too much power. Alan stated that once the board is filled and meets they may make suggestions to the commissioners of changes they would like to see in the ordinance.

Randy Kratzer, President of the Indiana Coon Hunters, also denied having approved the new ordinance and said his group had found some things that the commissioners were to take out and get a copy back to the coon hunters, but they have not seen anything yet.

Next to speak was Jim Carter, President of the Humane Society of Perry County. He stated that many people are concerned about the tax, but what they don't realize is the new ordinance means less tax to the people of Perry County. He explained that the new fees being proposed are less then the fees that were being charged in 2006. He also stated that if the county had been collecting these fees they would have funding to use if a farmer reported loss of livestock due to a dog attack. Now the funding would have to come from other county funds.

Herb Landers with the sporting organizations stated that they had worked with the commissioners to get a version they could live with, so they agreed to accept the ordinance that the commissioners passed. He stated that his concern is that the sporting dog organizations have representation on the board.

Chet again stated at this meeting that he is against the board, because we already have three boards and the county doesn't need a fourth board for animals.

Alan stated that the County Council had received a letter requesting that Calvin Cash be appointed to the Animal Welfare Control and Education Board.

Stan made a motion to table the appointment to the Animal Welfare Control and Education Board and ask the commissioners to reconsider the ordinance.

Steve commented that he does not have a problem with the board, but has a problem with passing the dog tax and fees. Jim questioned Stan's motion as to when this appointment would come before the County Council again. He feels that if tabled then it should be acted on at the March meeting.

Commissioner Tom Hauser attended the meeting and discussed some of the issues the County Council members were having with the new ordinance. He asked that the County Council at least appoint a board member, and take their time on the adoption of a dog tax and fees.

After much discussion by county council members it was decided if the appointment is tabled at this meeting then it should be acted on at their March meeting.

Jim stated he would second Stan's motion if it included the wording that it would only be tabled until the March County Council meeting. Stan agreed to this, so Jim seconded Stan's motion, and the motion carried 6-0 with Chet abstaining.

**AMENDMENT TO 2012 SALARY ORDINANCE**

The Council had before them an amendment to the 2012 Salary Ordinance. The amendment was for the additional pay for the 2 Election Board members in the amount of \$300.00 for each the Primary and General elections in 2012. Chet made the motion to amend the salary ordinance and Stan seconded the motion. Motion carried 6-0 with Ron abstaining.

There being no further business to come before the board, Stan made the motion to adjourn the meeting, and Steve seconded the motion. The motion carried 7-0, with adjournment at 5:45 p.m.

Minutes approved this 22<sup>nd</sup> day of March 2012.

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President, Perry County Council

*Minutes prepared by:  
Connie A Berger, Perry County Auditor*